

Laboratory Testing

Summary

This proposal clarifies standards of care for independent testing laboratories, including requirements for video surveillance and disposal of green waste.

10.62.16 Independent Testing Laboratory Registration

.03 Standards of Care.

A. The independent testing laboratory shall:

(1) [f]Follow the methodologies, ranges, and parameters which are contained in the scope of the accreditation for testing medical cannabis or products containing medical cannabis; and

(2) *Establish standard operating procedures and method validations for testing that are approved by the Commission.*

B. – F. (text unchanged)

G. The independent testing laboratory shall adhere to the testing requirements listed in the Commission's current version of the technical authority for medical cannabis testing.

H. The independent testing laboratory shall maintain a motion-activated video surveillance recording system that:

(1) Records all activity in images of high quality and high resolution capable of clearly revealing facial detail;

(2) Operates 24-hours a day, 365 days a year without interruption; and

(3) Provides a date and time stamp for every recorded frame.

I. A surveillance camera shall capture activity at each area where medical cannabis is tested, disposed of, or stored.

J. The storage of all recordings of security video surveillance shall be:

(1) In a format that can be easily accessed for investigational purposes; and

(2) Retained for a minimum of 90 calendar days.

K. Any recording of security video surveillance shall be made available to the Commission or law enforcement agency for just cause as requested within 48 hours.

L. Violation.

(1) Failure to provide the Commission with any recording of video surveillance within 48 hours of a request from the Commission is a violation of COMAR 10.62.34.01.

(2) Each day of recording that a licensee fails to provide to the Commission, within the minimum of 90 calendar days that the recording shall be retained, constitutes a separate violation.

.04 Term and Renewal.

A. (text unchanged)

B. The registration may be renewed by submitting to the Commission:

(1) – (2) (text unchanged)

(3) Submission of copies of the most recent:

(a) (text unchanged)

(b) [Periodic review of the proficiency] *Proficiency* testing [of the] results obtained by the independent testing laboratory.

.05 Independent Testing Laboratory Responsibilities.

A. No independent testing laboratory may handle, test, or analyze cannabis or cannabis products unless the independent testing laboratory:

[A.] (1) Has been registered by the Commission;

[B.] (2) Is independent from all other persons and entities involved in the medical cannabis industry;

[C.] (3) Is accredited by an accreditation body or has a provisional registration from the Commission; and

[D.] (4) Has established standard operating procedures that provide for adequate chain of custody controls for samples transferred to the independent testing laboratory for testing, *which are approved by the Commission.*

B. An independent testing laboratory shall weigh, document, and destroy all green waste in accordance with a standard operating procedure approved by the Commission.